IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

SUMMONS FOR JUDGMENT NO.298 OF 1994
IN
SUIT NO.4716 OF 1993

BOI Mutual Fund .. Plaintiffs

Vs.

M/s.Hyderabad Allwyn Ltd. ..Defendants

Ms.Swati Deshpande i/b M.S.Bodhanwala for the plaintiffs

Mr.M.G.Gawde i/b G.S.Manasawala for the defendants

CORAM : S.U.KAMDAR, J
DATED : 12TH SEPTEMBER, 2005

P.C.:

. The learned counsel for the defendant undertakes to furnish the details of a scheme of merger of the defendant company sanctioned by BIFR to the plaintiffs within one week from today. In view of the aforesaid position, the learned counsel for the plaintiff seeks leave to withdraw the Summons for Judgment with liberty to take out fresh Summons for Judgment after taking necessary amendment as may be necessary in law. Summons for Judgment dismissed as withdrawn with aforesaid

liberty.